



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## State Water Resources Control Board

Division of Drinking Water

August 18, 2014  
Certified Mail/Return  
7012 3460 0003 1113 0055

Nuestro School  
3934 Broadway Rd.  
Live Oak, CA 95953


Attention: Joe Hendricks, Principal

**Subject: Public Water System No. 5100142 – Citation No. 21-14C-015 for Lead and Copper Rule monitoring violation.**

It has come to our attention that the Nuestro School public water system failed to monitor and report lead and copper samples in the year 2013, according to the Lead and Copper Rule (LCR). Consequently, the Division of Drinking Water has issued the enclosed Citation for Noncompliance (Citation) to the water system. The enclosed Citation includes directives for corrective action and public notification.

Section 116577 of the California Safe Drinking Water Act provides for the department to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. The billing rate is \$128 per hour. At this time, we have spent approximately one hour preparing this violation. You will receive a bill for these costs, typically by September 1<sup>st</sup>, from the Sacramento office.

If you have any questions please call Paul Rowe at (530) 224-4866 or contact me directly at (530) 224-4861.

  
Reese B. Crenshaw, P.E.  
Valley District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

1 Citation No. 21-14C-015

2  
3 STATE OF CALIFORNIA  
4 WATER RESOURCES CONTROL BOARD  
5

6 Public Water System: Nuestro School

7 Water System No.: 5100142  
8

9 To: Nuestro School  
10 Attn: Joe Hendricks, Principal  
11 3934 Broadway Rd.  
12 Live Oak, CA 95953  
13

14 Issued: August 18, 2014  
15 VIA CERTIFIED MAIL  
16  
17

18 CITATION FOR NONCOMPLIANCE  
19 With Title 22 California Code of Regulations,  
20 Section 64675  
21

22 Section 116650 of the California Health and Safety Code authorizes the issuance of  
23 a citation to a public water system for violation the California Safe Drinking Water Act  
24 (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section  
25 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order  
26 issued or adopted thereunder.  
27

1 The State Water Resources Control Board, acting by and through its Division of  
2 Drinking Water (hereinafter "Division") and the Deputy Director for the Division  
3 (hereinafter "Deputy Director"), hereby issues a citation to the California Rehabilitation  
4 Center – Norco (hereinafter, CRC) (P.O. Box 1841, Norco, CA 92860-0991) for  
5 violation of California Code of Regulations (CCR), Title 22, Section 64533 subsection  
6 (a).

7  
8 **APPLICABLE AUTHORITIES**

9 **Section 116650 of California Health and Safety Code provides:**

- 10  
11 (a) If the department determines that a public water system is in violation of this  
12 chapter or any regulation, permit, standard, citation, or order issued or  
13 adopted thereunder, the department may issue a citation to the public water  
14 system. The citation shall be served upon the public water system  
15 personally or by certified mail. Service shall be deemed effective as of the  
16 date of personal service or the date of receipt of the certified mail. If a  
17 person to whom a citation is directed refuses to accept delivery of the  
18 certified mail, the date of service shall be deemed to be the date of mailing.
- 19 (b) Each citation shall be in writing and shall describe the nature of the violation  
20 or violations, including a reference to the statutory provision, standard,  
21 order, citation, permit, or regulation alleged to have been violated.
- 22 (c) A citation may specify a date for elimination or correction of the condition  
23 constituting the violation.
- 24 (d) A citation may include the assessment of a penalty as specified in  
25 subdivision (e).
- 26

1 (e) The department may assess a penalty in an amount not to exceed one  
2 thousand dollars (\$1,000) per day for each day that a violation occurred,  
3 and for each day that a violation continues to occur. A separate penalty may  
4 be assessed for each violation.  
5

6 **California Code of Regulations, Title 22, Section 64675.5, subsection (a)**  
7 **provides, in relevant part:**  
8

9 (a) A system shall conduct standard tap sampling for two consecutive  
10 periods; thereafter, tap sampling frequency may be reduced  
11 pursuant to section 64675 (General Requirements for Tap Sampling  
12 for Lead and Copper) as follows:  
13

14 (1) If a system has 90th percentile levels that do not exceed  
15 0.005 mg/L for lead and 0.65 mg/L for copper for two  
16 consecutive periods, it may reduce the sampling to once every  
17 three years at the reduced number of sites.  
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20 **STATEMENT OF FACTS**

21 Nuestro School (hereinafter Water System) is a nontransient-noncommunity water  
22 system serving an estimated population of 120 students, faculty, and staff through  
23 one connection. The source of supply for the Water System is a groundwater well  
24 designated as Well 002 (Source Number 5100142-002).  
25



1 Because the Water System meets reduced lead and copper sampling frequency, it is  
2 required to collect five (5) lead and copper samples every three years according to  
3 Table 64675-A and Section 64675.5 of Title 22. The Water System failed to collect  
4 lead and copper samples at the end of the triennial period in 2013. The Division has  
5 not received any data to date to indicate that the 2013 or subsequent monitoring was  
6 completed. The last samples submitted to the Division were taken in September of  
7 2010.

#### 8 9 **DETERMINATION**

10 The Division has determined that the Water System violated Section 64675.5 of the  
11 CCR, in that the Water System failed to collect triennial Lead and Copper samples in  
12 year 2013.

#### 13 14 **DIRECTIVES**

15 The Water System is hereby directed to take the following actions:

- 16
- 17 1. Comply with Section 64675.5, Title 22, of the CCR in all future monitoring  
18 periods.
  - 19
  - 20 2. The District has failed to conduct annual lead and copper monitoring from its  
21 customer's taps since 2010. This must be completed with the collection of lead  
22 and copper samples by **September 30, 2014** from five sites. Samples shall be  
23 collected in accordance with the Lead and Copper Rule Sampling per Title 22,  
24 Section 64677. The analytical results must be reported to the Division by the  
25 10<sup>th</sup> day of the month following the month in which the analyses were  
26 completed.

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3. Subsequent to directive #2, the District shall continue triennial lead and copper sampling, starting in the year 2016 between the months of June and September.
4. The District shall provide public notification (by inclusion in the **2014 Consumer Confidence Report**) of the 2013 failure to sample lead and copper, as required by regulations.

All documents required by this Citation to be submitted to the Division shall be submitted to the following address:

Reese B. Crenshaw, P. E.  
Valley District Engineer  
State Water Resources Control Board  
Division of Drinking Water  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002  
(530) 224-4800

Nothing in this Citation relieves the Water System of its obligation to meet the requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

1 The Division reserves the right to make such modifications to this Citation, as it may  
2 deem necessary to protect public health and safety. Such modifications may be  
3 issued as amendments to this Citation and shall be effective upon issuance.

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5 **FURTHER ENFORCEMENT ACTION**

6 Division 104, Part 12, Chapter 4, (commencing with section 116270) of the California  
7 Health and Safety Code authorizes the Division to: issue additional citations with  
8 assessment of penalties if the Water System continues to fail to correct a violation  
9 identified in a citation; take action to suspend or revoke a permit that has been issued  
10 to a public water system if the system has violated applicable law or regulations or  
11 has failed to comply with orders of the Division; and petition the superior court to take  
12 various enforcement measures against a public water system that has failed to  
13 comply with orders of the Division. The Division does not waive any further  
14 enforcement action by issuance of this Citation.

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16 **PARTIES BOUND**

17 This Citation shall apply to and be binding upon the Water System, its officers,  
18 directors, agents, employees, contractors, successors, and assignees.

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20 **SEVERABILITY**

21 The directives of this Citation are severable, and the District shall comply with each  
22 and every provision thereof notwithstanding the effectiveness of any other provision.



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R. Crenshaw

Reese B. Crenshaw, P.E., District Engineer  
Valley District  
Drinking Water Field Operations Branch

8/18/14

Date

